

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael Hendricksen et al. Art Unit : 3772
Serial No. : 10/627,941 Examiner : Nihir B. Patel
Filed : July 25, 2003 Conf. No. : 3677
Title : BRONCHIAL FLOW CONTROL DEVICES WITH MEMBRANE SEAL

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Because this Supplemental Information Disclosure Statement is filed after the receipt of a First Office Action on the Merits for the above-captioned application, authorization for a credit card payment of the filing fee of \$180.00 is submitted herewith. No additional fees are believed to be due, however, the Commissioner is authorized to charge any additional fees or credit overpayments to Deposit Account No. 50-0311, reference number 37529-526001US.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) and copies of cited non-U.S. patent documents are provided herewith in connection with the above-captioned application.

The documents cited on the Forms PTO-1449 are in the English language, with the exception of item AF (Japanese Patent No. JP2000-292108), which is in the Japanese language and provided with an English language Derwent abstract (Item AG). Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any

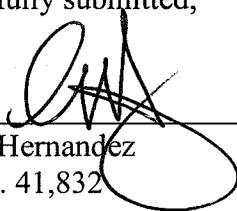
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combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

Respectfully submitted,



Fred C. Hernandez
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Date:November 11, 2008

PTO Customer. No.: 64046

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